

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

**Richard Lowery**, on behalf of himself  
and others similarly situated,

Plaintiff,

v.

**Texas A&M University System, et al.**,

Defendants.

Civil Action No.  
4:22-cv-3091

JUDGE CHARLES ESKRIDGE

**DECLARATION OF JONATHAN F. MITCHELL**

1. My name is Jonathan F. Mitchell. I am over the age of 18 and fully competent in all respects to make this declaration.
2. I have personal knowledge of the facts stated in this declaration, and all of these facts are true and correct.
3. I represent plaintiff Richard Lowery in this litigation, and I submit this declaration in support of the plaintiff's supplemental brief on justiciability (ECF No. 34).
4. The document attached as Exhibit 1 to this brief is an authentic copy of a webpage from the site of Texas A&M's office for diversity, which I downloaded on June 30, 2023. The URL was <https://diversity.tamu.edu/Home/Strategic-Planning>
5. The document attached as Exhibit 2 to this brief is an authentic copy of an article that I downloaded on June 30, 2023, from the following URL: <https://americanmind.org/salvo/dei-by-any-other-name-still-stinks>
6. The document attached as Exhibit 3 to this brief is an authentic copy of an article that I downloaded on June 30, 2023, from the following URL:

<https://texasscorecard.com/state/aggies-hire-ny-times-diversity-advocate-to-head-journalism-program>

This concludes my sworn statement. I declare under penalty of perjury that the foregoing is true and correct.

Dated: June 30, 2023

Jonathan F. Mitchell  
JONATHAN F. MITCHELL